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MYRIAD FRANCE, S.A.S.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

OPENWAVE SYSTEMS, INC.,

Plaintiff,

vs.

MYRIAD FRANCE S.A.S.,

Defendant.

Case No. 10-CV-02805 (WHA)

**STIPULATION AND ~~PROPOSED~~
ORDER RESOLVING DISCOVERY
DISPUTE**

1
2 MYRIAD FRANCE, S.A.S.,
3 Counterclaimant,
4 vs.
5 OPENWAVE SYSTEMS INC.,
6 Counterclaim-Defendant.
7

8 IT IS HEREBY STIPULATED AND AGREED, by and between Openwave Systems Inc.
9 (“Openwave”) and Myriad France S.A.S. (“Myriad”), through their respective undersigned
10 attorneys: that trial counsel for the parties met and conferred telephonically on May 2 and May 3,
11 2011, in a good faith effort to resolve all issues contained in Myriad’s Letter Compelling Discovery
12 from Plaintiff Openwave [Docket No. 177] that have been referred to United States Magistrate Judge
13 Joseph C. Spero; that the discussions of counsel have resulted in a complete resolution of all issues
14 between Openwave and Myriad that are the subject of the reference; and that, having resolved said
15 issues, the parties have no need to either further meet and confer or file briefs as otherwise provided
16 in the Notice of Reference; Order to Meet and Confer and File Joint Letter; Order Setting Briefing
17 Schedule dated April 28, 2011 [Docket No. 199].

18 This stipulation has no impact on the separate Motion by Nonparty Google for Protective
19 Order and/or Order Quashing Third Party Subpoena, [Docket No. 184], and the related Openwave’s
20 Letter Brief Compelling Google to Comply with the Subpoena [Docket No. 186].
21

22 Dated: May 4, 2011

23 OPPENHEIMER WOLFF & DONNELLY,
24 LLP

25 By /s/ Edward M. Laine
Edward M. Laine

26 *Attorneys for Defendant and Counterclaimant,*
27 MYRIAD FRANCE, S.A.S.
28

1 Dated: May 4, 2011

MORGAN, LEWIS & BOCKIUS LLP

2
3 By /s/ Brett M. Schuman
4 Brett M. Schuman

5 *Attorneys for Plaintiff and Counterclaim-*
6 *Defendant, OPENWAVE SYSTEMS, INC.*

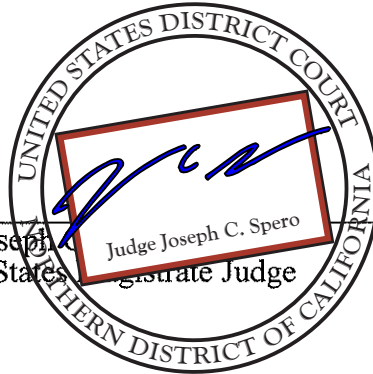
7 **[PROPOSED] ORDER**

8 Pursuant to stipulation, and for good cause shown, the parties need no longer meet and confer
9 nor conduct further briefing as set forth in the Court's Notice Of Reference; Order To Meet And
10 Confer And File Joint Letter; Order Setting Briefing Schedule [Docket No. 199].

11 IT IS SO ORDERED.

12 Dated: May 20, 2011

13
14
15 Hon. Joseph C. Spero
16 United States District Judge



FILER'S ATTESTATION

I, Edward Laine, am the ECF user whose identification and password are being used to file this STIPULATION RESOLVING DISCOVERY DISPUTE. Pursuant to General Order 45.X.B., I hereby attest that Brett Schuman, counsel of record for Openwave Systems, Inc., concurs in this filing.

Dated: May 4, 2011

By /s/ Edward M. Laine
Edward M. Laine

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Attorneys for Defendant and Counterclaimant,
MYRIAD FRANCE, S.A.S.